Order Approving CPC Recommendation to Fund 635 Middlesex Street Restoration, Appropriate \$100,000

Whereas, residents of the City of Lowell voted to accept the Community Preservation Act in November of 2019, in accordance with Chapter 267 of the Acts of 2000; and

Whereas, a Community Preservation Fund has been created using 1% of the City's property tax levy, excluding: (1) the first \$100,000 of residential property value; (2) full commercial property value, and (3) property owned and occupied as a domicile by a person who would qualify for low-income housing or low- or moderate-income senior housing; and

Whereas, a Community Preservation Committee was created by Ordinance of the City Council found in Chapter 9, Article XIV, §9-46 to §9-51; ("Ordinance") and

Whereas, each fiscal year the Community Preservation Committee shall make recommendations to the City Council in accordance with the provisions of the Ordinance and General Laws of Massachusetts in the form of a budget for appropriations and/or reserves from the Community Preservation Fund; and

Whereas, based on the Community Preservation Committee's recommendation the City Council shall make such appropriations or reserves from the Community Preservation Fund that spend or set aside not less than 10% of the annual revenues in the Community Preservation Fund for open space, not less than 10% of the annual revenues for historic preservation, not less than 10% of the annual revenues for community housing, and any remaining amount into budgeted reserves; and

NOW THEREFORE BE IT ORDERED, that, upon recommendation of the Lowell Community Preservation Committee, and in order to undertake community preservation projects with community preservation fund revenues for Fiscal Year 2023, the respective sums of money specified in the schedule hereinafter set out be, and the same hereby, are, appropriated for expenditure under the direction of the Community Preservation Committee in accordance with the terms of a grant agreement or memorandum of understanding in compliance with the Ordinance and General Laws of Massachusetts.

Appropriation:

Applicant: RG Realty, LLC

<u>Project:</u> The restoration of the historic building at 635 Middlesex Street, including the restoration of the brick façade and structural work.

Recommended Amount: \$100,000

From: 1713

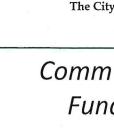
386400

General Reserve

\$50,746



Undesignated Fund Balance \$49,254



Community Preservation Act Funding Eligibility Form

Adam Baacke Chairman

Submit 10 copies of the application and attachments.

The following form is made for the City of Lowell Community Preservation Committee to ensure that proposed projects meet eligibility requirements pursuant to Section 5.2 of the Massachusetts Community Preservation Act. This form must be submitted and approved prior to the acceptance of your application. Please visit the City of Lowell Community Preservation Committee website (https://www.lowellma.gov/1532/Community-Preservation-Committee) for the meeting schedule and filing deadlines. Project Title: 635 middlesex st Project Address: 635 middlesex st Lowell Ma 01851 Applicant Name/Organization: RG Realty LLC Project Budget: Estimate Total Project Budget: \$500,000.00 Estimated CPA Funds Requested: \$500,000.00 Estimated Funding from Alternative Sources: \$ Contact Name: Richard Hupper Email: rrhupper@gmail.com Phone: 978 994 9369 Mailing Address: PO BOX 758 Wilmington Mass 01887 Do you own the subject property?* Yes: *if subject property is City owned, please contact Serena Gonzalez at (978) 674-1472 If no, do you have permission from the current owner to use the property? Yes: _____ No: Will you be utilizing CPA funds to acquire the property? Yes: _____ No: ____ Do you have experience completing similar projects? Yes: X If no, are you working with an architect, engineer, or contractor? Yes: ____ No: ____

The City of LOWELL Alive. Unique. Inspiring.

If yes, who? Barry Ganek Ganek Architects	
Have you contacted a relevant City Department for input? Yes: X No:	
If yes, which Department? Economic Development	

CPA Eligibility Chart:

	Open Space	Historic	Recreation	Housing
Acquire	Yes	Yes	Yes	Yes
Create	Yes	No	Yes	Yes
Preserve	Yes	Yes	Yes	Yes
Support	No	No	No	Yes
Rehabilitate and/or Restore	No (unless acquired or created with CPA \$\$)	Yes	Yes	NO (unless acquired or created with CPA \$\$

CPA Program Area (choose one):			
Historic Preservation: X	Open Space:	_ Recreation: _	Community Housing:
Project Purpose (choose one):			
Acquire: Create:	Preserve: X	Support:	Rehab/Restore: X

Project Summary (Provide a brief description of project):

635 Middlesex St is a His work will include repointi Repairing Loose copper recreating two residentia basement foundation and HVAC systems. Refurbis	ng the exterior bri flashing. Upgradir I apartment home d installing a conc	ck facade, Rep ng storefront wi s, and one new rete floor. Insta	lacing Window ndows and doo commercial sp lling all new plu	s, Installing ors, renoval oace. Repo umbing, Ele	a New Roof, ting and pinting
Finished building will ma commercial space availa		esidential 3 bed	room homes, a	and one 14	00 SF
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Please make sure you have Preservation Act projects a attach any additional infor Forms can be submitted to Merrimack Street, Room 5	ns outlined in the mation pertinent Serena Gonzalez	City of Lowell C to this project t by email at <u>SG</u>	ommunity Pres that may assist	ervation Pl in determi	lan. You may ning eligibility.
For CPC Use: Eligible:	Not Eligible:	Date:	Re	viewer:	

Community Preservation Act Project Application Checklist

Adam Baacke Chairman

Application Requirements and Attachments

Submit 10 copies of the application and attachments.

- 1. Previously completed and approved CPA Eligibility Form to be used as a cover sheet.
- 2. Project Narrative (Complete in Application Below)
 - a. Describes location and proposed use of project, as well as the scope of work.
 - b. Addresses how the project meets Community Preservation Act eligibility requirements.
 - c. Addresses how the project ascribes to the goals outlined in the City of Lowell Community Preservation Plan, Sustainable Lowell 2025 Plan, and the City of Lowell Open Space and Recreation Plan.
 - d. Explains how the proposed project serves a community need.
- 3. Proof of ownership, or proof of agreement with property owner to use land for the proposed project.
- 4. Feasibility (Complete in Application Below)
 - a. Explains any further approvals (special permits, variances, etc.) necessary for final project approval.
- 5. Updated Budget Information
 - a. Provides an outline of overall budget.
 - b. Includes breakdown of how CPA funds will be used (i.e., will this project require multiyear funding?)
 - c. Describes all funding sources for the proposed project.
 - d. If applicable, detail the amount of CPA funds ascribed to each of the four CPA goals (Historic Preservation, Open Space, Recreation, and Community Housing).
 - e. Include cost estimates from contractor/architect/engineer.
 - f. States whether or not funds can be accepted over multiple years.
- 6. Project Timeline
 - a. Description of projected major milestones for the project, as well as an estimated completion date.
- 7. Maps, Architectural Plans, Site Plans, Photographs (if appropriate)
- 8. Letters of Support from residents, community groups, City departments, boards or commissions. Applicants are encouraged to contact relevant City departments for input.
- 9. For Historic Preservation Projects Only: Documentation stating historical significance of property.
 - a. Documentation stating the project is listed on the State Register of Historic Places.
 - b. Written determination from Lowell Historic Board stating the resource is significant in the history, archaeology, architecture, or culture of Lowell.
 - c. Documentation of the current conditions of the property.



Project Narrative

General Narrative:

The location of this project is in between the Pawtucket Canal, Nobis Engineering Building, and the Boys and Girls club. The current use of the building as mixed use will continue as is. After the project is complete the building will house two residential apartment homes, and one commercial business space. Scope of work will include, repairing interior and exterior masonry, copper flashed parapets and bay windows. Installing new roof, replacing all windows to match the secretary of interiors historic guidelines, Installing all new electrical, Hvac, and plumbing systems. This project meets Community Preservation Act eligibility requirements because it is recognized by the NPS as a Historic place. The project ascribes to the goals outlined in the City of Lowell Community Preservation Plan, Sustainable Lowell 2025 Plan, and the City of Lowell Open Space and Recreation Plan because it will create housing for two families, and jobs for several people. It will also complement any future revitalization efforts in the area by removing the hazards associated with abandon buildings. The more housing, and business space needs are met with new energy efficient space, the more the community at large will benefit. It is RG Realty's goal to make Lowell an even more attractive place to call home.

How does this project meet Community Preservation Act eligibility?

The community Preservation Act is designed to rehabilitate historic places. The James Boyle building has withstood the test of time however it needs help to shine once again. The James Boyle building is part of a larger historic district recognized by the National Park Service as a Historic place. This building should be eligible for historic funds.

Does this project address a community need? How does it address this need?

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Budget

Can you accept funds for the project over multiple years? Yes: X No:

Breakdown of how CPA funds will be used:

- 1) Masonry repair
- 2) Roof and parapets
- 3) Bay Window copper flashing and wood work
- 4) Window fabrication and installation
- 5) Doors
- 6) All other permissible expenses approved by the Secretary of the Interior's Standards for Rehabilitation

Acquisition of the project was completed with buyer monies. The rest of the funding will be completed with Lowell 5 and supplemented with CPA funds.

The project clean out has already started to help the building retain less water. Also temporary roof repair was made to keep water out. Most of the project will not get underway until the Historic Application is accepted by the State and Federal historic commissions. This will likely take place in 2023. Completion by late 2023 or early 2024.

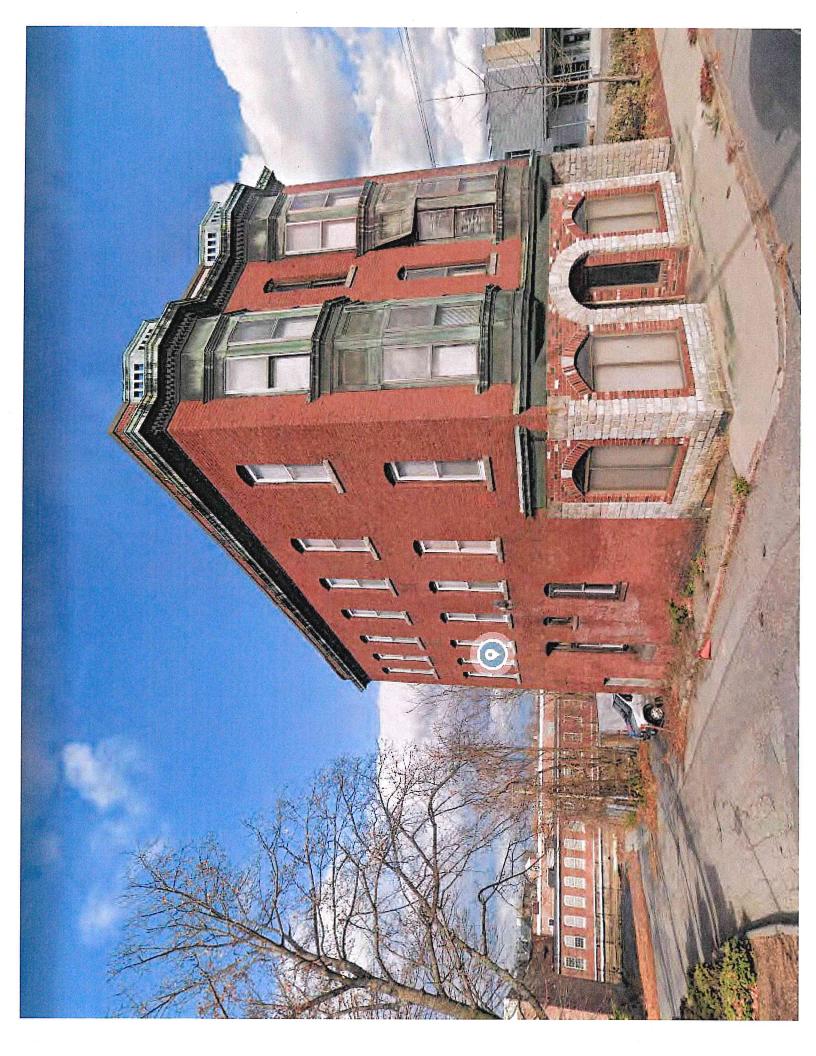
Feasibility

Will this project require additional approvals (Sp	ecial Permits, Variances, etc.)? Yes: X No: _
If yes, please check the additional approvals nece	essary for the project below:
Planning Board:	Zoning Board of Appeals: X
Site Plan Review: Special Permit: Preliminary Subdivision Approval: Definitive Subdivision: Planned Residential Development:	Variance:X
Conservation Commission:	
Request for Determination of Applicability Notice of Intent (NOI):	(RDA):
Historic Board: X	
If yes, in which historic district? Lowell National	Historical Park and Preservation District
Describe any past experience you, your architect, projects which demonstrates your ability to succe	

any examples of similar projects you have completed.

RG Realty will be using Gavin and Sullivan Architects or Ganek Architects for interior design and for guidance on historic rehabilitation. Rg Realty engages in project sizing ranging from 1 to 4 unit buildings. Rg Realty has been in business since 2016 and has successfully completed many projects in Middlesex County. All project have returned a profit and conformed to local building codes. While RG Realty has not undertaken a Historic project we believe surrounding ourselves with knowledgeable architects, and historic consultants will produce great results. The James Boyle building while historic, for the most part is a normal size 3 family building. It will not require elevators or fire sprinklers.
A parking special may be required for RG Realty to set up a temporary street parking spot located on Middlesex Street
Have you contacted a relevant City Department for input on your application?
Yes: X No:
If yes, which Department? Historic / Building Departments
If no, do you plan to contact a City Department? Vec. No.

All application materials should be submitted both electronically and as a hard copy. Electronic copies can be submitted to Serena Gonzalez at SGOnzalez@lowellma.gov. Hard copies should be submitted to the Department of Development Services, 375 Merrimack Street, Room 51, Lowell, MA, 01852.



Middlesex North Registry of Deeds

Electronically Recorded Document

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Recording Information

Document Number Document Type

Recorded Date

Recorded Time

Recorded Book and Page

Number of Pages(including cover sheet) Receipt Number

Recording Fee (including excise)

: 22033

: DEED : May 23, 2022

: 01:32:49 PM

: 37086 / 269

: 4 : 979901

: \$1,187.84

MASSACHUSETTS EXCISE TAX Middlesex North ROD #14 001 Date: 05/23/2022 01:32 PM Ctrl# 098081 27810 Doc# 00022033 Fee: \$1,032.84 cons: \$226,174.00

Middlesex North Registry of Deeds Richard P. Howe Jr., Register 360 Gorham Street Lowell, Massachusetts 01852 978/322-9000 www.lowelldeeds.com

FIDUCIARY DEED

I, Jennifer Jankowski, as Successor Personal Representative of the Estate of Richard W. Abraham, late of 635 Middlesex Street, Lowell, Middlesex County, Massachusetts, holder of a Decree and Letters of Authority of the Probate and Family Court of Middlesex, dated January 8, 2020, Docket No. MI15P1345EA, by power conferred by said Decree and Letters of Authority, for consideration paid, and in full consideration of Two Hundred Twenty-Six Thousand One Hundred Seventy-Four Dollars and 00/100 (\$226,174.00) GRANT TO RG Realty LLC, a Massachusetts Limited Liability Company, of 60 Highland Road, Tewksbury, MA 01876

With **QUITCLAIM COVENANTS**

the land in Lowell, Middlesex County, Massachusetts, containing 1,606 square feet of land, bounded and described as follows:

Beginning at a stone bound located on the northerly side of Middlesex Street at its intersection with the easterly side of Eagle Court so called; thence northerly at a right angle to said Middlesex Street and on the easterly side of Eagle Court so called a distance of fifty and 17/100 (50.17) feet to land now or formerly of Stephen H. Scribner; thence at a right angle along said Scribner land thirty-two (32) feet to land now or formerly of the Davis & Sargent Lumber Co.; thence at a right angle southerly along said Davis & Sargent Lumber Co. land fifty and 17/100 (50.17) feet to the northerly line of Middlesex Street; thence along said northerly line of Middlesex Street in a westerly direction thirty-two (32) feet to the point of beginning; be said contents and any or all of said measurements more or less and however otherwise said premises may be measured, bounded and described.

Also the land in said Lowell, with the buildings thereon, situated on the easterly side of Eagle Court, containing 1,647 square feet of land, and being shown on Lot 3A on a plan entitled "Plan of Land in Lowell for Philip J. Stratos" dated August 8, 1978, Robert M. Gill and Associates, Inc., C.E.'s., recorded with the Middlesex North District Registry of Deeds, Book of Plans 127, Plan 26.

Grantor herein, certifies under the pains and penalties of perjury that this is not a homestead property of the Grantor and that no other person, beneficiary of entity has or is entitled to the protection of the Homestead Act.

For Grantor's Title, see deed dated October 23, 1981 and recorded May 11, 1983 in the Northern Middlesex County Registry of Deeds at Book 2610, Page 642.

[Signature page to follow]

Executed as a sealed instrument on this Ath day of May, 2022. mifer/Jankowski/Successor Personal Representative of the Estate of Richard W. Abraham

Commonwealth of Massachusetts

Essex, ss.

day of May, 2022, before me, the undersigned notary public, personally appeared On this Jennifer Jankowski, Successor Personal Representative of the Estate of Richard W. Abraham, the above-named and proved to me through satisfactory evidence of identification being MA Driver's License to be the person whose name is signed on this document, and acknowledged to me that she signed it voluntarily for its stated purpose and that the foregoing instrument is her free act and deed.



My Commission Expires:

35 Middlesex St Lowell Ma 01851	3 Units	
enotes CPA funding possible	and the second second	The state of the s
	QUALIFYING	NON-QUALIFYING
	EXPENSES	EXPENSES
ACQUISITION		\$ 229,000.00
SOFT COSTS		
Accounting	\$ 1,909.00	
Architect	\$ 49,000.00	
Engineering	\$ 2,760.00	
Tax Credit Consultants	\$ 30,000.00	
Insurance	\$ 7,590.00	
P&P Bond (1%)	\$ 5,060.00	
RE taxes		\$ 8,500.00
Acquisition Legal		\$ -
Acquisition Closing Costs		\$ -
Legal	\$ 1,840.00	
permit	\$ 2,760.00	
Construction loan at 5.5% 24 Months (50%)	\$ 28,175.00	
Soft Cost finacing		\$ 3,500.00
Bank inspection fees		\$ -
Construction Loan Closing Costs / bank fee	\$ 3,841.00	
settlement charges	\$ 2,760.00	
Utility backcharges	\$ -	
Utilities during construction	\$ 2,647.00	
Development fee	\$ -	
Subtotal	\$ 138,342.00	\$ 12,000.00
BUILDING MATERIALS		
Interior framing materials	\$ 27,600.00	
Interior doors / trim materials	\$ 22,080.00	
Exterior doors	\$ 14,020.00	
Cabinets		\$ 32,000.00
Hardware / lighting	\$ 7,475.00	
Plumbing fixtures	\$ 5,060.00	
Bath fixtures	\$ 10,764.00	
Windows - restore	\$ 73,500.00	
Windows - storms	\$ 4,600.00	
Granite furnish & install	\$ 7,475.00	
Appliances		\$ 32,000.00
Subtotal	\$ 172,574.00	\$ 64,000.00
SUBCONTRACTORS		
General contractor	\$ 72,450.00	
Demo	\$ 22,000.00	
Abatement	\$ 20,470.00	
Dumpsters	\$ 4,580.00	
Roof repairs / replace	\$ 35,406.00	
Carpentry labor	\$ 90,850.00	
Interior plumbing	\$ 34,086.00	
Painting - exterior	\$ 5,750.00	
Painting - interior	\$ 25,415.00	
Masonry repairs (exterior)	\$ 54,824.00	
Insulation	\$ 15,120.00	
Blueboard / plastering	\$ 28,750.00	
Acoustic separation	\$ 6,727.00	
Copper Flashing	\$ 5,049.00	
Flooring -	\$ 12,259.00	
Tiling	\$ 5,980.00	
Electrical	\$ 34,384.00	
Fire alarm	\$ 5,980.00	
plantings/tree work/site		\$ -
paving		\$ 14,000.00
sprinkler / water service	-	\$ -

Fire supression	. \$ 7,015.00				
HVAC	\$ 31,050.00	 ¥			
Subtotal	\$ 518,145.00			\$ 14,000	.00
Total qual and non-qual costs	\$ 829,061.00			\$ 90,000	.00
Total Soft and Hard Costs	\$ 919,061.00				
Acquisition	\$ 229,000.00				
Total Project Cost:	\$1,148,061.00				
PROJECT FINANCING		 			
State Tax Credit	\$ 124,359.15		@\$0.80	\$ 99,487	.32
CPA Funding?	\$ -			\$ -	
Fed Tax Credit	\$ 165,812.20		@\$0.90	\$ 149,230	.98
Developer Equity				\$ 229,000	.00
Bank Financing				\$ 670,342	70
Total Project Cost				\$1,148,061	

•••

to me •

Hi Rich -

Thanks for stopping by yesterday. Built ca. 1900, the Boyle Building includes a pair of distinctive metal clad oriel windows but unfortunately its ground floor has suffered through the insertion of inappropriate brick and stone infill. However, the original metal signband still remains on the front and side elevations. Reconstruction of the missing historic storefronts could be based upon other period buildings downtown and i'd be more than-happy to show details to you as well as the types of windows that could be utilized in the upper floor openings. In terms of historic designations, the building is listed on the National and State Registers of Historic Places through its inclusion in the Lowell National Historical Park & Preservation District. It is also within the boundaries of the Downtown Lowell Historic District, a local historic and architectural review district under the jurisdiction of this agency. As such, all proposed work that affects the exterior appearance (as well as interior work that affects the exterior) must be reviewed and approved by this agency and an Historic Permit issued before work begins and any other City approvals are issued. For more information on the Board's process in the Downtown Lowell Historic District, you can head here on our website - https://www.lowellma.gov/582/Downtown-Lowell-HistoricAs we discussed, the building could be eligible for the federal 20% historic rehabilitation tax credit (as well as the state 20% historic credit) as it is on the National and State Registers of Historic Places provided it remains income producing for five years after taking the credit. The following people may be able to provide historic rehabilitation tax credit guidance/consulting services and have prior experience in Lowell. Note that the Board does not assume any responsibility for the accuracy of listings or for the performance of those listed. Listing does not imply endorsement or recommendation by the Lowell Historic Board and individuals assume full responsibility for checking credentials and references:

Chris Beard

Essex Preservation Consulting

6 Chestnut Street, Suite 205

Amesbury, MA 01913

(978) 356-0322

chris@essexpreservation.com

Epsilon Associates Doug Kelleher

3 Mill & Main Place, Suite 250

Maynard, MA 01754 0017-728 (878)

Massachusetts Cultural Resource Information System Scanned Record Cover Page

Inventory No:

LOW.1964

Historic Name:

Boyle, James Building

Common Name:

Address:

637 Middlesex St

City/Town:

Lowell

Village/Neighborhood:

Downtown;

Local No:

Year Constructed:

C 1900

Architectural Style(s):

Victorian Eclectic;

Use(s):

Apartment House; Commercial Block;

Significance:

Architecture; Commerce;

Area(s):

LOW.BC

Designation(s):

Nat'l Register District (06/05/1978); Local Historic District (12/13/1978);

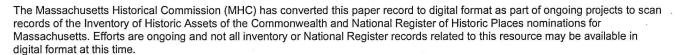
Building Materials:

Wall: Brick; Granite; Metal, Undetermined; Stone, Cut;

Foundation: Coursed Rubble; Granite;

Demolished

No



The MACRIS database and scanned files are highly dynamic; new information is added daily and both database records and related scanned files may be updated as new information is incorporated into MHC files. Users should note that there may be a considerable lag time between the receipt of new or updated records by MHC and the appearance of related information in MACRIS. Users should also note that not all source materials for the MACRIS database are made available as scanned images. Users may consult the records, files and maps available in MHC's public research area at its offices at the State Archives Building, 220 Morrissey Boulevard, Boston, open M-F, 9-5.

Users of this digital material acknowledge that they have read and understood the MACRIS Information and Disclaimer (http://mhc-macris.net/macrisdisclaimer.htm)

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Commonwealth of Massachusetts
Massachusetts Historical Commission
220 Morrissey Boulevard, Boston, Massachusetts 02125
www.sec.state.ma.us/mhc

This file was accessed on: Wednesday, April 20, 2022 at 12:38 PM



LOWELL CULTURAL RESOURCES INVENTOR

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6) ROOF	flat					墨 圆刀鹰			1
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9) MATERIALS: FOUNDATION

8) OUTBUILDINGS

none

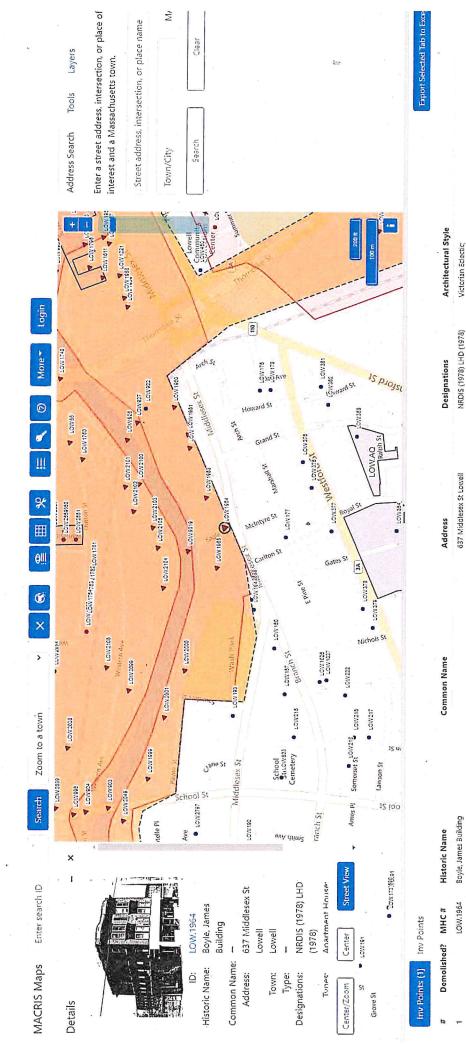
coursed granite chips

load-bearing masonry

pressed red brick in common bond with flemish variation (7/1) rock-faced granite sills

TRIM metal oriels and balustrade,

10) NOTABLE SURFACE & LANDSCAPE ELEMENTS



6) IMPORTANCE OF PROP TO HIST SETTING question π/a

VISUAL ASSESSMENT 1) CONDITION OF BUILDING FABRIC good 2) IF DETERIORATED, CAUSES n/a 3) INTEGRITY OF HISTORIC BLDG FABRIC: GF intact with minor changes UF intact original fabric 4) SURROUNDING LAND USES commercial, industrial, residential, canal frontage 5) INTEGRITY OF PROP'S HIST SETTING severely disrupted historic setting

ADDITIONAL DESCRIPTION

This brick structure is located at the corner of Middlesex Street and Eagle Court. It is of a rectangular plan and has a flat roof. The upper floors of the facade feature a pair of metal-clad oriel windows, topped with a simple balustrade above the cornice. At the center of the front parapet is a plaque inscribed "BOYLE".

ADDITIONAL HISTORICAL INFORMATION

The 1850 map shows a rectangular structure located on approximately the site of the current structure, owned by the Proprietors of Locks and Canals. By 1879 a T-shaped frame structure is shown on this lot. The 1896 atlas shows a rectangular structure labeled "James Boyle". Boyle must have built the present brick structure shortly thereafter, as it first appears on the 1906 atlas. By 1924 this structure was owned by someone named Hamel.

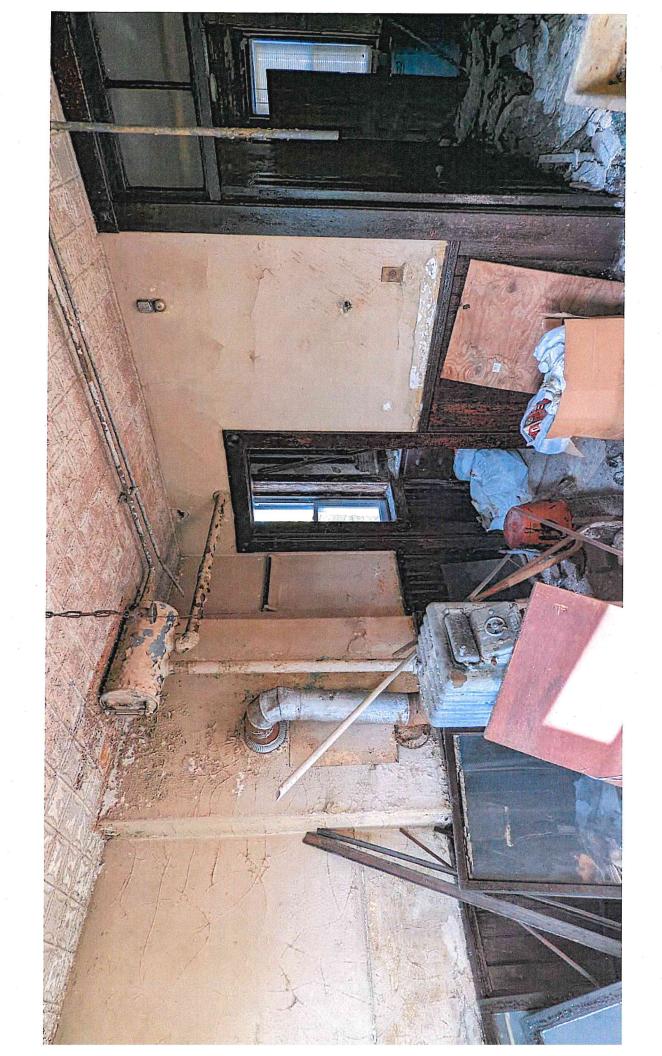
Sources

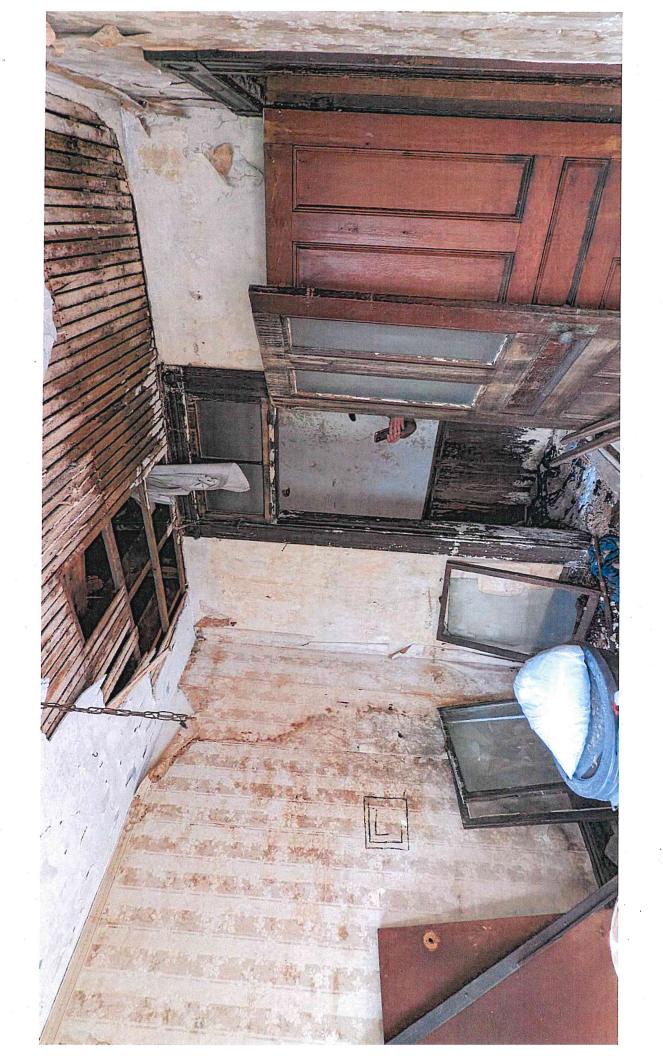
1850 map.

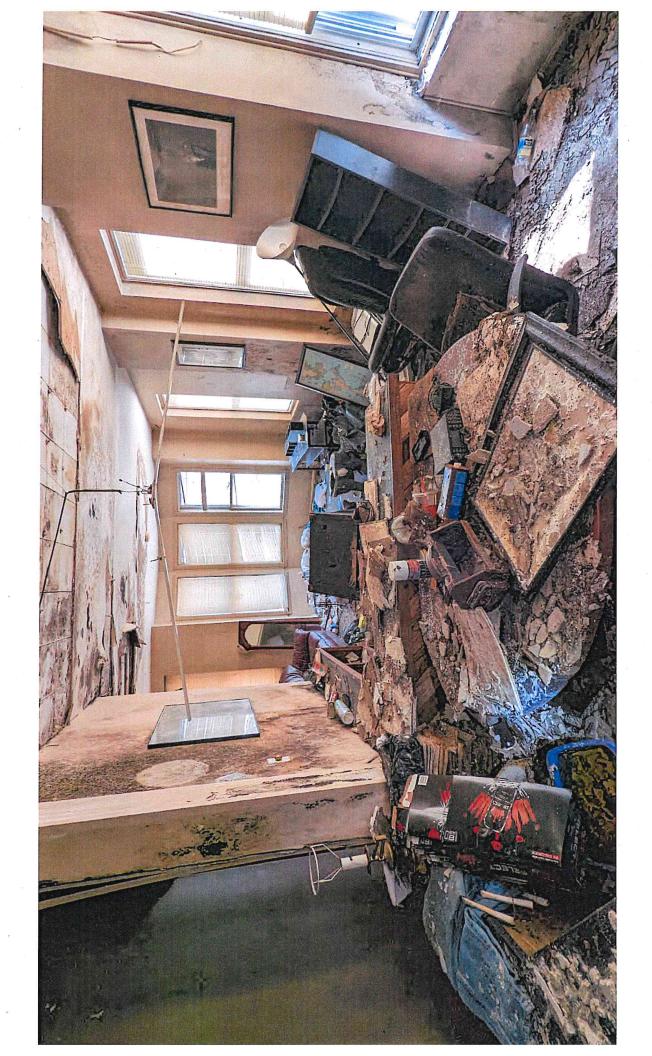
1879, 1896, 1906, 1924 atlases.

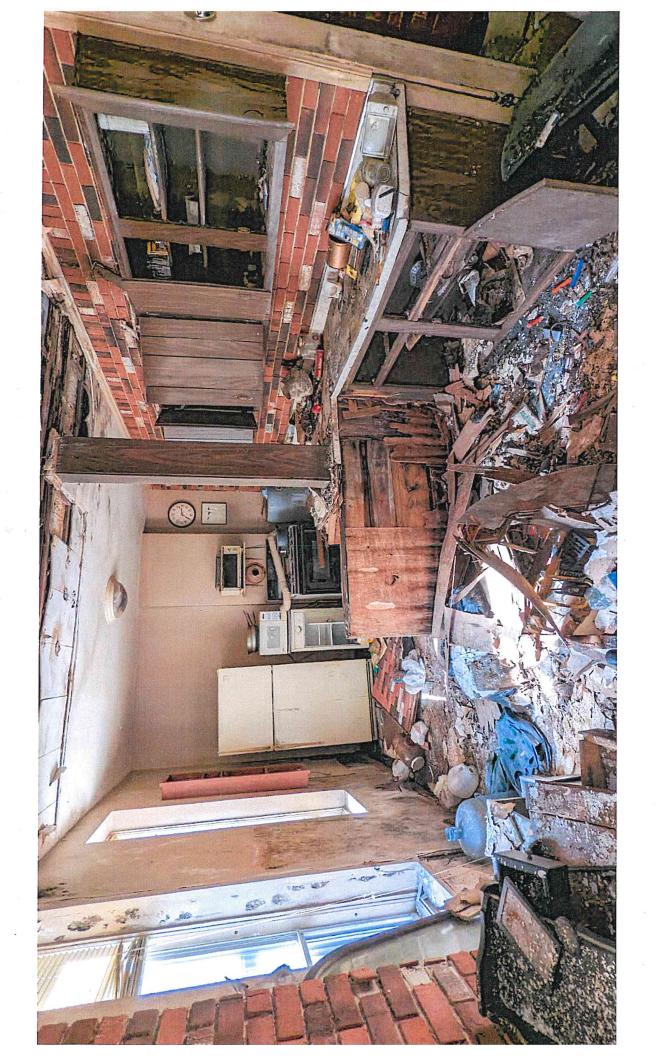
ARCHEOLOGICAL COMMENT

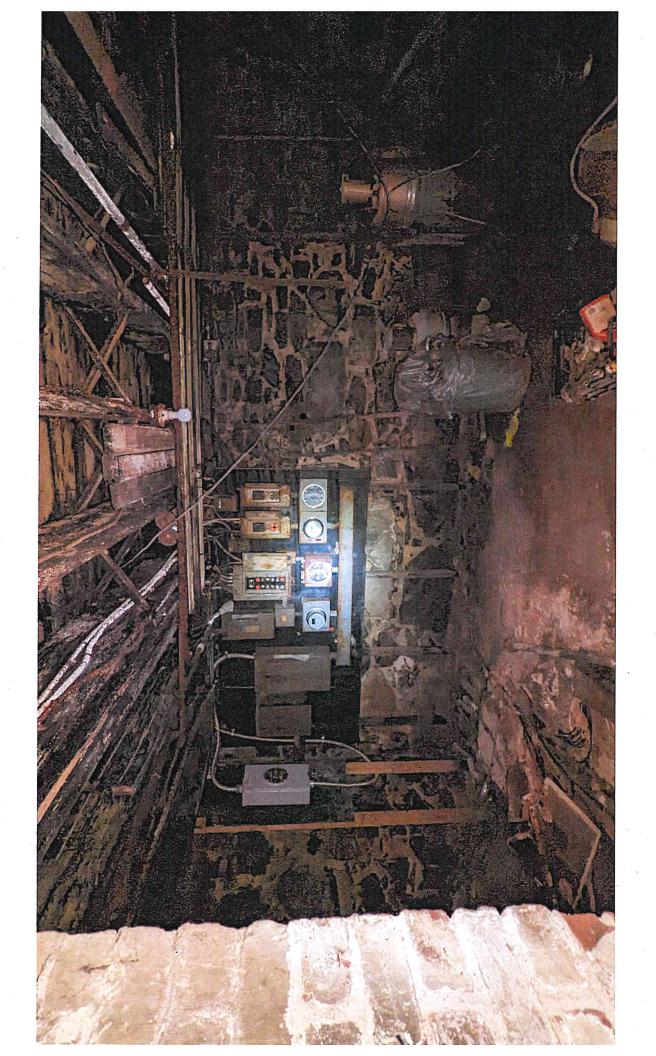
This structure totally covers its site, so the archeological potential of the site is low.

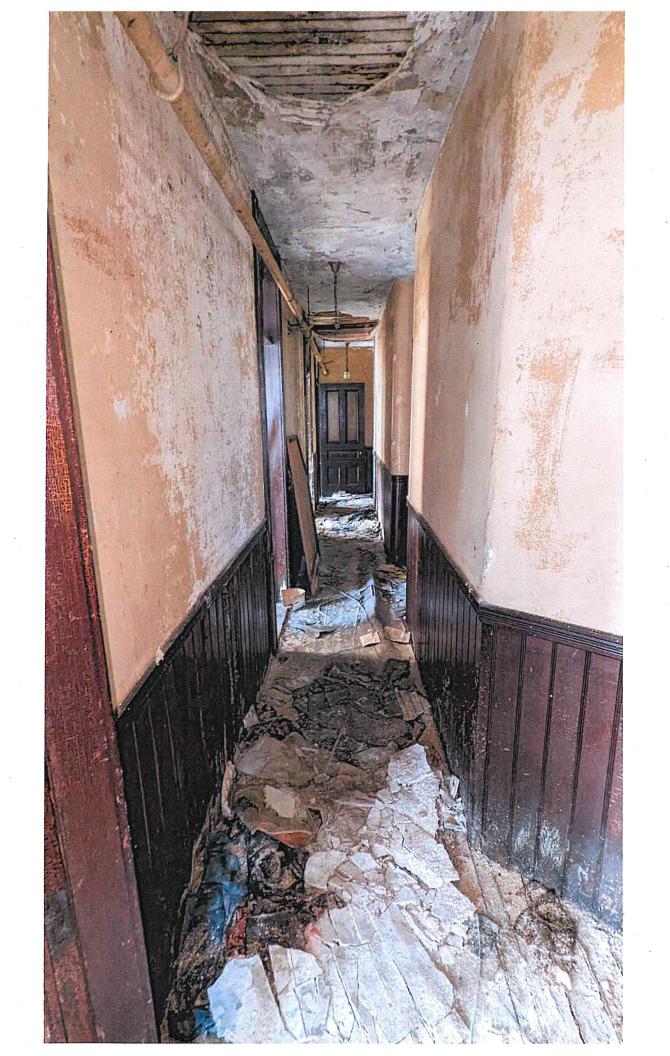


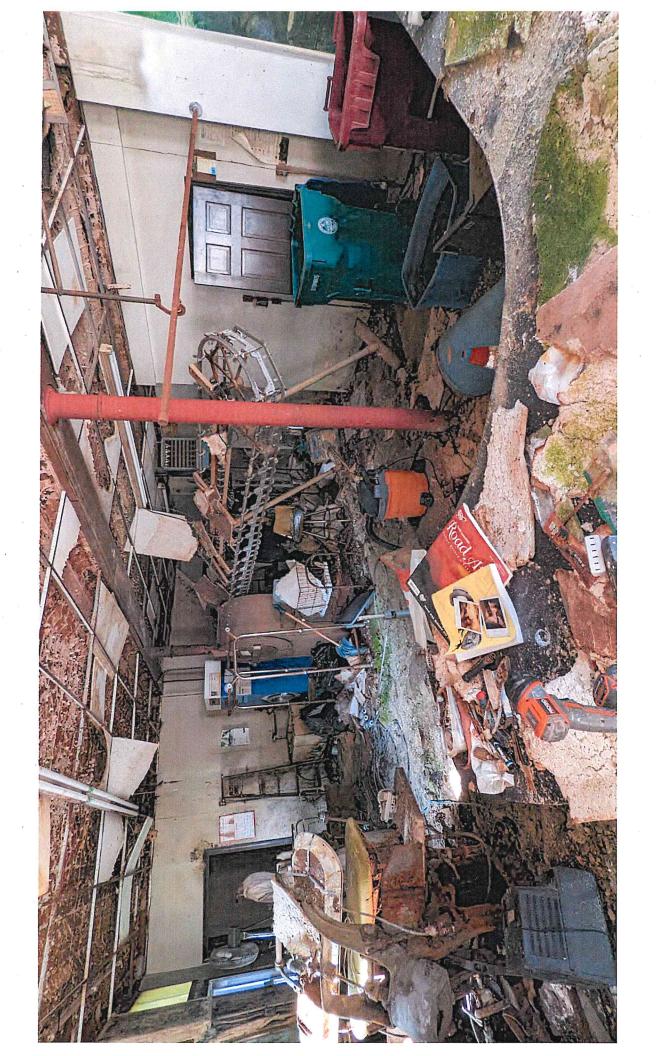


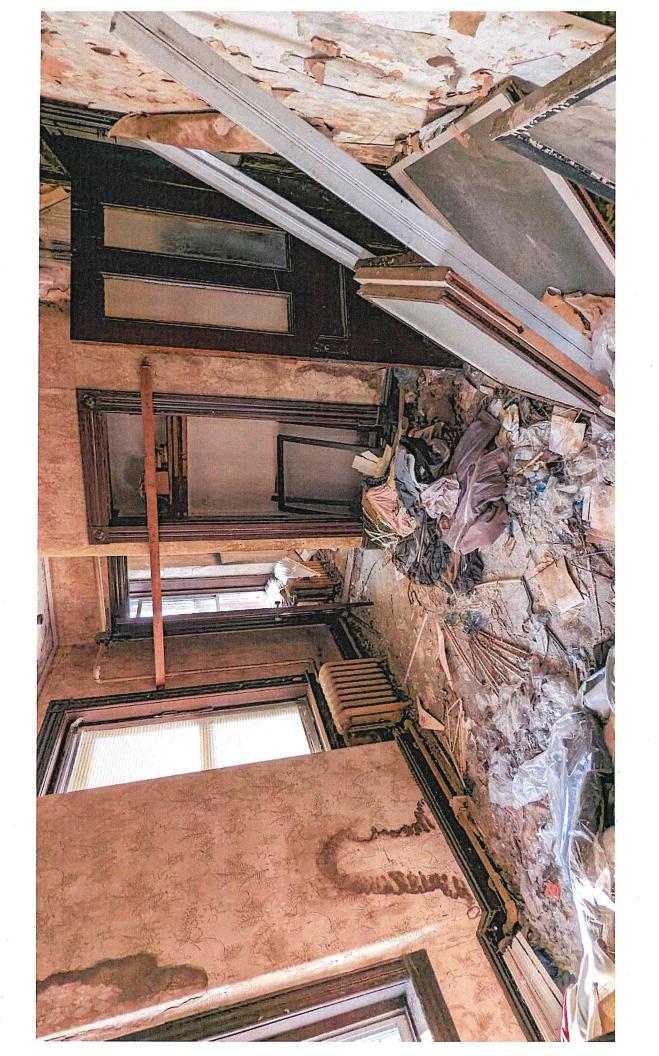


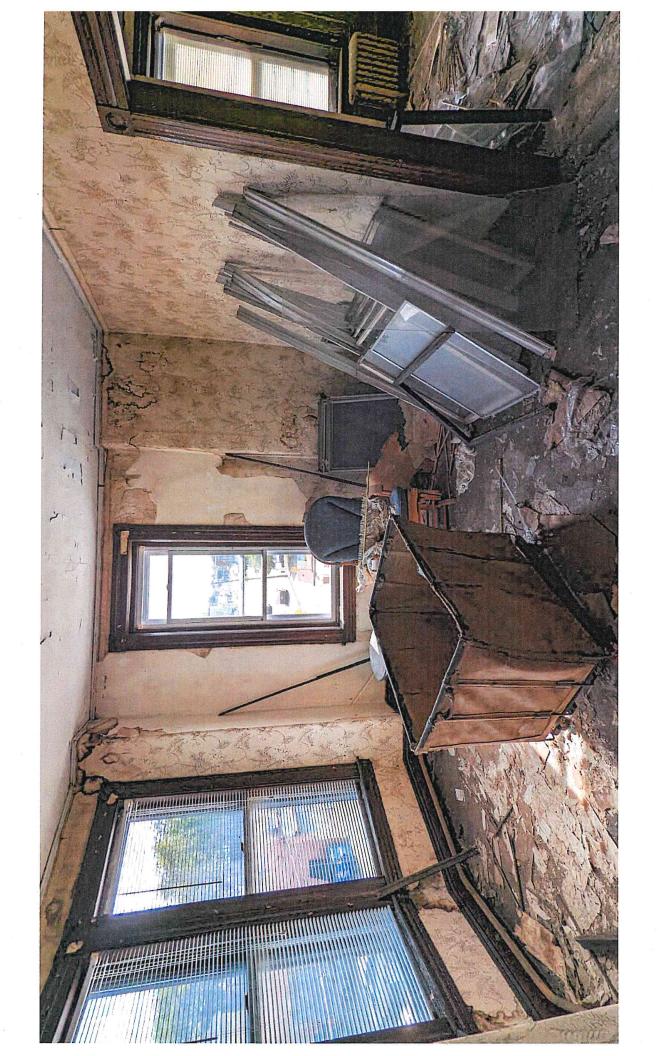


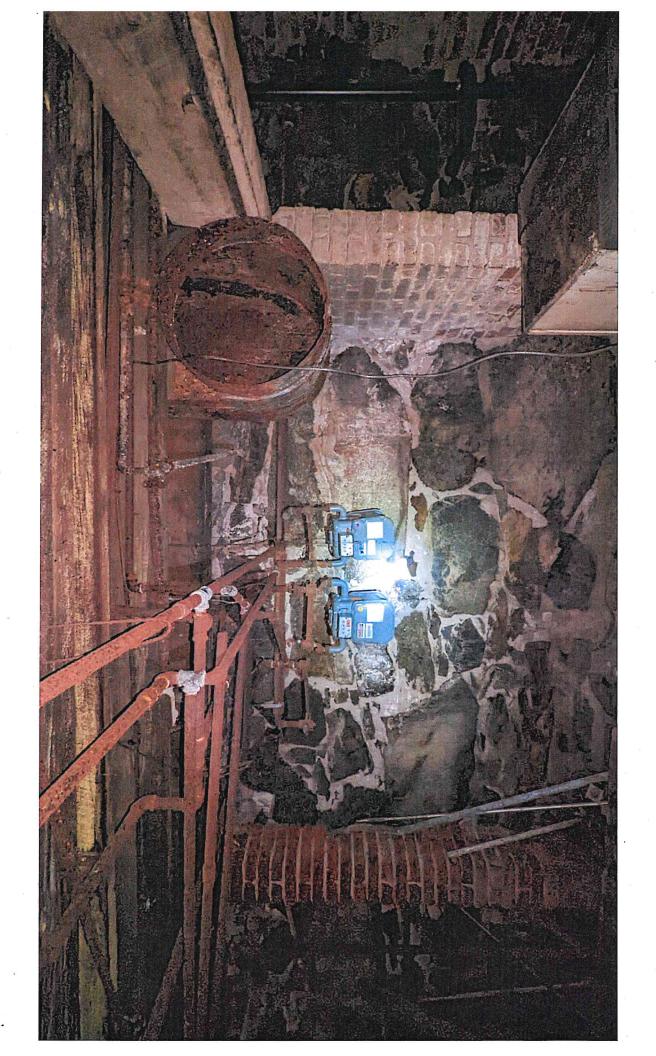


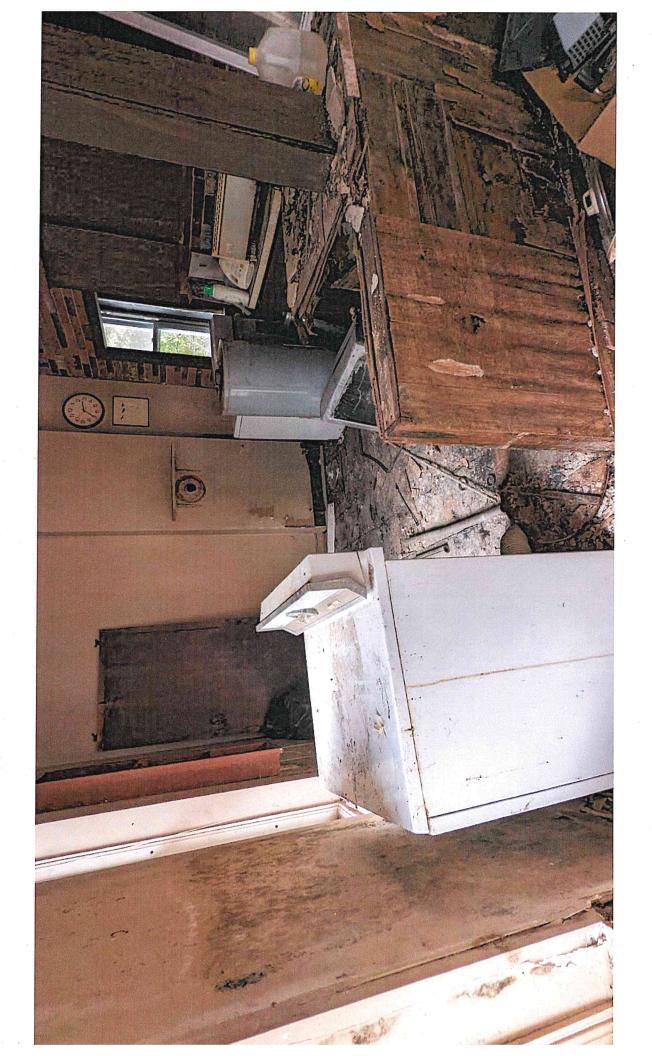


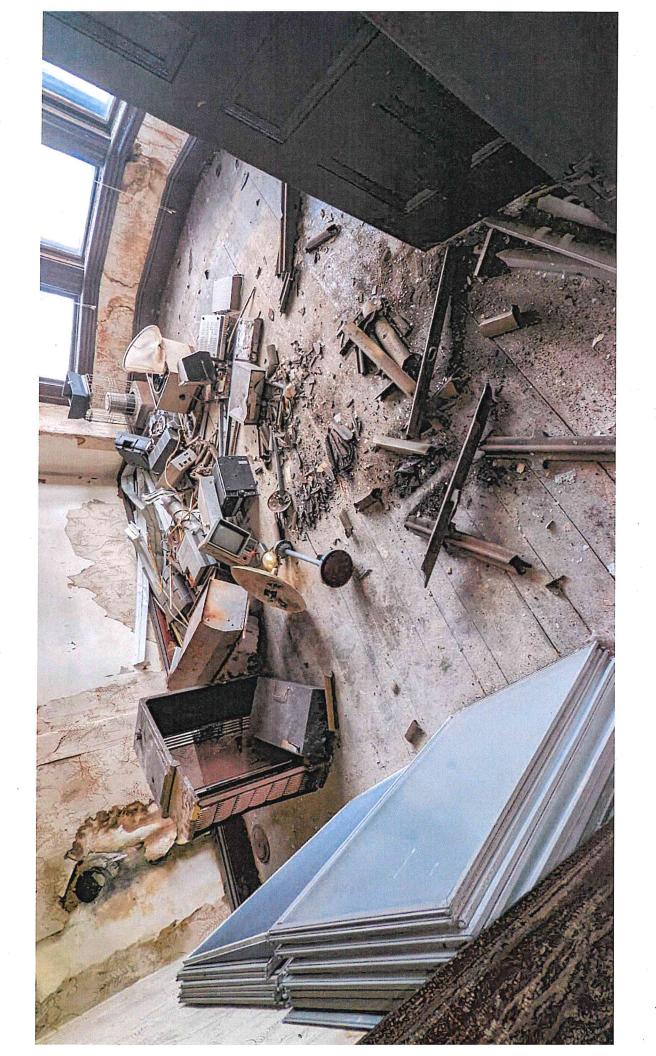












Thomas A. Golden, Jr. City Manager

June 8, 2023

Mayor Sokhary Chau
And
Members of the Lowell City Council

Dear Mayor Chau and Members of the Lowell City Council,

I respectfully request that the City Council vote to expend One Hundred Thousand Dollars (\$100,000) of Community Preservation Act funding for the restoration of the historic structure at 635 Middlesex Street. The proposal received a positive recommendation from the Community Preservation Committee on January 12, 2023, and received a positive recommendation from the Joint Neighborhood and Finance Subcommittee on June 1, 2023.

Please find the full application attached below.

Sincerely,

Thomas A. Golden, Jr. City Manager

CC: Yovani Baez-Rose, Assistant City Manager / DPD Director Lloyd DeJesus, Director of Development Services Francesca Cigliano, Senior Planner Dylan Ricker, Associate Planner